

**SUPREME COURT MINUTES
MONDAY, OCTOBER 25, 1999
SAN FRANCISCO, CALIFORNIA**

- S080678 In re Vincent Linden Young
 On
 Habeas Corpus
 Pursuant to written request of petitioner, the above entitled
 petition for habeas corpus is ordered withdrawn.
- 2nd Dist. Marvin Cohen & Associates, Petitioner
B135998 v.
Div. 5 San Francisco County Superior Court, Respondent
S083040 Leonard Fishelberg, Real Party in Interest
 Application for stay and petition for review DENIED.
- 4th Dist. In re Thomas Rufino Tongpalan, Jr. on Habeas Corpus
G021398 -----
G024621 People, Respondent
Div. 3 v.
S080873 Thomas Rufino Tongpalan, Jr., Appellant
 The order filed on October 6, 1999, is hereby modified to reflect
 the above-captioned Court of Appeal case numbers.

Orders were filed in the following matters extending the time within which to grant or deny a petition for review to and including the date indicated, or until review is either granted or denied:

- A077790/S081841 People v. Albert Soria – December 1, 1999.
- A078429/S081826 People v. Adelyn J. Lee – December 1, 1999.
- A079134/S081814 People v. Michael Edward Tillman; In re Michael Edward Tillman; In re Michael Edward Tillman Habeas Corpus – November 24, 1999.
- A080076/S081934 People v. Jose Juan Garcia – December 6, 1999.
- A082319/S081900 Golden Gateway Center v. Golden Gateway Tenants Association – December 6, 1999.

- A084389/S082217 Central Parking System of California Inc. et al. – December 9, 1999.
- A087829/S081793 In re Emilio Mendoza on Habeas Corpus – November 30, 1999.
- A088024/S081945 Washington Mutual Bank et al. v. San Francisco County Superior Court; Rene Manzanarez, RPI – December 7, 1999.
- B117791/S081951 Joyce Murchison v. Donald D. Bell et al. – December 7, 1999.
- B118013/S081857 J. Christopher Landers v. Board of Trustees of the California State University – December 6, 1999.
- B118312/S081691 People v. Jemahl V. Haver - December 2, 1999.
- B118939/S082043 Catherine Convoy v. TIG Insurance Company – December 9, 1999.
- B119987/S081969 People v. Luis Amador – December 7, 1999.
- B120490/S081955 People v. Frederick Douglas Hoffman – December 7, 1999.
- B120730/S081756 People v. Charles Hampton et al. – November 24, 1999.
- B120826/S081866 People v. Jesus Allala Santellana – December 2, 1999.
- B122228/S081855 People v. Alfred Gonzalez – December 2, 1999.
- B123102/S081940 Conservatorship of the Estate of Phyllis Morando; Frumeh Labow v. Roy Morando – December 6, 1999.
- B124811/S081981 People v. Quincey Lee Mosley –December 8, 1999.
- B124964/S081762 People v. Matthew Eric Toledo; In re Matthew Eric Toledo on Habeas Corpus; And Companion Case – November 29, 1999.
- B125447/S081779 People v. Alberto Calzado Diaz – November 30, 1999.

- B129487/S081970 In re Donald Latham Reed on Habeas Corpus – December 7, 1999.
- B130204/S082018 In re Eddie O. Gillmore on Habeas Corpus – November 29, 1999.
- B134356/S081818 In re Edwin D. McMillan on Habeas Corpus – December 1, 1999.
- B134559/S081938 BNY Financial Corporation v. Los Angeles County Superior Court; Coloramerica Textile Processing Incorporated, RPI – December 6, 1999.
- B134858/S082009 Sandi Dawn Nieves v. Los Angeles County Superior Court; People, RPI - December 8, 1999.
- C028294/S081828 People v. Ernest Leonard Detore – November 29, 1999.
- C028086/S081830 People v. Alfred Anthony Garcia et al. – December 1, 1999.
- C028605/S081894 People v. Kristel Marie Hart – November 30, 1999.
- D029871/S081939 People v. Luis Ramon Aparicio – December 6, 1999.
- D030583/S082079 People v. Anthony Quinn Bowden – December 8, 1999.
- D032123/S081428 Jerry Mailhot v. Charles G. Abdelnour; City of San Diego et al. – RPIs – November 24, 1999.
- E016844/S081847 Paul R. Cushing v. Pat F. Vernola et al. – December 2, 1999.
- E021864/S081963 People v. Michael George Nugent – December 1, 1999.
- E022128/S082005 People v. Jerald D. Gazaway – December 6, 1999.
- E025193/S081832 Roger Gomez v. Riverside County Superior Court; Larry Smith, RPI – December 2, 1999.
- E025511/S082012 People ex rel Allstate Insurance Company v. San Bernardino County Superior Court; Paul E. Harnitchek, RPI – December 9, 1999.

- G020226/S081820 Richard Marshack v. Baker & McKenzie et al. – December 1, 1999.
- G021910/S081557 People v. Gregory Jason Chandler et al. – November 24, 1999.
- G025861/S082133 State Compensation Insurance Fund v. Orange County Superior Court; Schaefer Ambulance Service Inc. et al., RPIs – December 8, 1999.
- F027238/S081923 People v. Louis Phillip Fernandez Jr. – November 29, 1999.
- F028409/S081908 In re Darryl L. Martin on Habeas Corpus; People v. Darryl E. Martin – December 6, 1999.
- F028502/S081725 People v. Tommy Rey – November 24, 1999.
- F033301/S081741 Crisp Petroleum Environmental Inc. et al. v. Workers' Compensation Appeals Board et al. – November 24, 1999.
- F033731/S081827 In re Billy Joe Wright on Habeas Corpus – December 7, 1999.
- H016486/S081948 People v. Brett Wayne Wofford; In re Wofford on Habeas Corpus – November 30, 1999.
- H017206/S081786 People v. Robert Bradford Ellison et al. – December 1, 1999.
- H018064/S081936 People v. Rumel Angeles Rimando – December 6, 1999.
- H018749/S082117 People v. Rodrigo Serrano – December 7, 1999.

S014021 People, Respondent
v.

Dean Phillip Carter, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including November 22, 1999.

S033149 People, Respondent

v.

Latwon Weaver, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including December 27, 1999, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S040704 People, Respondent

v.

Brian David Johnsen, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including December 21, 1999, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

No further extensions of time will be granted.

S075573 Syntex Corporation et al., Respondents

v.

Lowsley-Williams and Companies et al., Appellants

On application of respondents Syntex Corporation et al. and good cause appearing, it is ordered that the time to serve and file responses to amicus curiae briefs is extended to and including January 31, 2000.

S078879 In re Hugo Rangel Resendiz

On

Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's answer brief on the merits is extended to and including November 22, 1999.

No further extensions will be granted.

S082987 Michael R. Olsen, Petitioner

v.

Sacramento County Superior Court, Respondent

Thomas W. Hollander, Real Party in Interest

The above-entitled matter is transferred to the Court of Appeal,
Third Appellate District.

S081555 In the Matter of the Suspension of Attorneys
For Nonpayment of Dues

Due to clerical error on the part of the State Bar of California,
and good cause appearing, it is ordered that the order of suspension
for nonpayment of dues filed on September 10, 1999, effective
September 27, 1999, be amended *nunc pro tunc* to strike the name of
Daniel T. McCloskey.

S081555 In the Matter of the Suspension of Attorneys
For Nonpayment of Dues

Due to clerical error on the part of the State Bar of California,
and good cause appearing, it is ordered that the order of suspension
for nonpayment of dues filed on September 10, 1999, effective
September 27, 1999, be amended *nunc pro tunc* to strike the name of
Ryan Jyun Nakagawa.

S082941 In the Matter of the Resignation of **Stephen C. Stewart**
A Member of the State Bar of California

The voluntary resignation of **Stephen C. Stewart** as a member of
the State Bar of California is accepted without prejudice to further
proceedings in any disciplinary proceeding pending against him
should he hereafter seek reinstatement. It is ordered that he comply
with rule 955, California Rules of Court, and that he perform the acts
specified in subdivisions (a) and (c) of that rule within 60 and 70
days, respectively, after the date this order is filed.* Costs are
awarded to the State Bar.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S082941 In the Matter of the Resignation of **Stephen C. Stewart**
A Member of the State Bar of California

The voluntary resignation of **Stephen C. Stewart** as a member of
the State Bar of California is accepted without prejudice to further
proceedings in any disciplinary proceeding pending against him
should he hereafter seek reinstatement. It is ordered that he comply

with rule 955, California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.* Costs are awarded to the State Bar.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S010775 People, Respondent

v.

Robert Lee Massie, Appellant

In the above-entitled matter the court filed its decision on November 30, 1998, because of the following extraordinary and compelling circumstances:

1. The size of the record (the clerk's and reporter's transcripts total almost 12,000 pages).
2. The necessity to grant appellant, for good cause, 5 extensions of time within which to file the appellant's opening brief.
3. The necessity to grant respondent, for good cause, 3 extensions of time within which to file the respondent's brief.
4. The necessity to grant appellant, for good cause shown, 2 extensions of time within which to file the appellant's reply brief.
5. The necessity to direct defense counsel to prepare a supplemental brief.
6. The necessity to grant appellant, for good cause shown, two extensions to time to file the supplemental brief.
7. The necessity to grant respondent, for good cause shown, one extension of time to file a reply to appellant's supplemental brief.
8. The complexity of the issues presented.